

THE EFFECTIVE DATE OF THIS ORDINANCE IS MAY 24, 2005

ORDINANCE NO. 05-11-372

RE: Amendment of the Frederick County Property Tax Credit

PREAMBLE

State law authorizes the Board of County Commissioners ("Board") to grant a property tax credit against the Frederick County property tax imposed on real property. This property tax credit is to offset in whole or in part increases in the County income tax revenues resulting from a County income tax rate in excess of 2.6%. Annotated Code of Maryland, Tax-Property Article, Section 9-221.

By Ordinance 00-08-250, the Board increased the County income tax rate to 2.96% for tax years beginning after December 31, 2000. Pursuant to the authority granted by Tax-Property Article, Section 9-221, the Board then enacted the Frederick County Property Tax Credit that is set forth as Section 1-8-61 of the Frederick County Code.

The Board now desires to amend this Frederick County Property Tax Credit and increase the amount of this property tax credit for the July 1, 2005 through June 30, 2006 tax year.

A duly advertised public hearing on this proposed Ordinance amending Section 1-8-61 of the Frederick County Code was held by the Board on May 24, 2005. The public had an opportunity to comment on the proposed Ordinance at this public hearing.

NOW THEREFORE, BE IT ENACTED AND ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY, MARYLAND, that Section 1-8-61 of the Frederick County Code is hereby amended to read as follows:

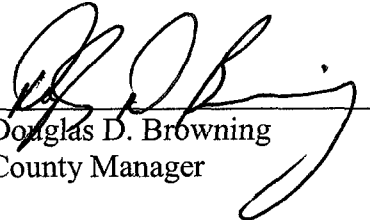
Section 1-8-61. PROPERTY TAX CREDIT.

- (A) A property tax credit against the county property tax imposed on real property is hereby granted pursuant to Md. Code Ann., Tax Property Article, Section 9-221.
- (B) This property tax credit is available only to the owner-occupied property of a homeowner as defined in Md. Code Ann., Tax Property Article, Section 9-105.
- (C) The amount of this property tax credit shall be \$100 FOR THE JULY 1, 2005 THROUGH JUNE 30, 2006 TAX YEAR AND \$25 per annum FOR EACH SUBSEQUENT TAX YEAR for each owner-occupied property of a homeowner as defined in Md. Code Ann., Tax Property Article, Section 9-105. IN NO EVENT SHALL THIS PROPERTY TAX CREDIT REDUCE A HOMEOWNERS' PROPERTY TAX TO LESS THAN ZERO OR ENTITLE A HOMEOWNER TO A REFUND OF THE AMOUNT OF UNUSED CREDIT.

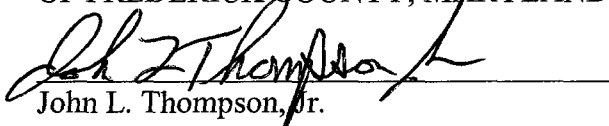
AND BE IT FURTHER ENACTED AND ORDAINED that this Ordinance shall take effect on May 24, 2005, and shall be applicable to all taxable years beginning after June 30, 2005.

The undersigned hereby certifies that this Ordinance was approved and adopted by the Board of County Commissioners on the 24th day of May 2005.

ATTEST:


Douglas D. Browning
County Manager

BOARD OF COUNTY COMMISSIONERS
OF FREDERICK COUNTY, MARYLAND


John L. Thompson, Jr.
President

R.L.M.
5-25-05